



Entered on Docket
August 24, 2011

A handwritten signature in black ink, appearing to read "Linda B. Riegle", is written over a horizontal line.

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

**USA COMMERCIAL MORTGAGE
COMPANY,**

Debtor.

Case No. BK-S-06-10725-LBR

CHAPTER 11

**Order Sustaining First Omnibus Objection
Of USACM Trust To Proofs Of Claim
Based Entirely Upon Investment In The
Placer I Loan**

Hearing Date: July 26, 2011

Hearing Time: 1:30 p.m.

The Court having considered the "First Omnibus Objection Of USACM Trust To Proofs Of Claim Based Entirely Upon Investment in The Placer I Loan ("Placer I Loan") [DE 8440] (the "Objection"); the Court having heard the Objection on July 26, 2011; appropriate notice of the Objection having been given; no response to the Objection having been filed; the Court noting on the record that the disallowance of the Claims listed on

1 Exhibit A does not affect the direct lenders' right to repayment by the borrower or from the
2 collateral securing the Placer I Loan; and good cause appearing:

3 **IT IS ORDERED** that:

- 4 1. The Objection [DE 8440] is sustained; and
5 2. The claims listed on **Exhibit A** attached are disallowed in full because those
6 claims are based entirely upon an investment in the Placer I Loan.

7
8 PREPARED AND RESPECTFULLY SUBMITTED BY:

9 **LEWIS AND ROCA LLP**

10
11 By /s/ John Hinderaker (AZ #018024)

12 Robert M. Charles, Jr.

13 John Hinderaker (*pro hac vice*)

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LOCAL RULE 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

_____ This Court has waived the requirement set forth in LR 9021(b)(1).

XXX No party appeared at the hearing or filed an objection to the motion.

_____ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Counsel appearing: _____

_____ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order

U.S. Trustee: <u>Augie Landis</u>	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

Submitted by:
LEWIS AND ROCA LLP

By: /s/ John Hinderaker. (AZ #018024)
Attorneys for USACM Liquidating Trust

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**Placer Vineyards I
Single Loan Claims**

Claim	Date Claim Was Filed	Name	Address	Total Claim Amount	Amount of Claim That Relates to an Investment In the Placer Vineyards I
10725-01303	11/13/2006	Alvina Agatha Sedlak Living Trust Dtd 6/23/04	Alvina Agatha Sedlak Trustee 7840 E Camelback Rd Unit 203 Scottsdale, AZ 85251-2250	54,166.72	54,166.72
10725-00133	8/11/2006	Anderson Ira, Larry	13250 Mahogany Dr Reno, NV 89511	300,000.00	300,000.00
10725-01803	12/18/2006	Barroso, Pedro	3231 Cambridgeshire St Las Vegas, NV 89146-6223	50,000.00	50,000.00
10725-01855	1/4/2007	Broadwalk Investments Limited Partnership	C/O James & Donna Bonfiglio General Partners 8635 W Sahara Ave. PMB 220 Las Vegas, NV 89117-5858	100,000.00	100,000.00
10725-00298	9/29/2006	Buckwald, Neil	5000 North Valadez St Las Vegas, NV 89149	50,806.00	50,806.00
10725-00127	8/11/2006	Carrier Family Trust Dated 8/9/91	C/O Don F Carrier & Sara L Carrier Trustees 3175 Greensburg Cir. Reno, NV 89509-6889	50,000.00	50,000.00
10725-00207	8/15/2006	Carrier Family Trust Dated 8/9/91	Don F & Sara L Carrier Ttees 3175 Greensburg Cir. Reno, NV 89509	50,000.00	50,000.00
10725-01095	11/7/2006	Carson, Douglas	Hc 34 Box 34153 Ely, NV 89301	100,000.00	100,000.00
10725-00985	11/3/2006	Chai Miller LLC	c/o Avi Barashi P.O. Box 36703 Las Vegas, NV 89133	357,291.66	357,291.66
10725-00477	10/6/2006	Edward G Loughlin & Thelma E Guevara	2636 Golden Sands Dr Las Vegas, NV 89128-6805	104,214.94	104,214.94

EXHIBIT A

2400185.1